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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

FABIOLA FRAGOSO, individually;

Plaintiff,

vs.

Case No.: 2:22-cv-01507-CDS-EJY

WAL-MART, INC., a foreign corporation;
DOE EMPLOYEES; DOE MANAGERS;
DOES I-XX, inclusive; and ROE
CORPORATIONS I-XX, inclusive,

Defendants.

**STIPULATION AND ORDER TO
EXTEND JOINT PRETRIAL ORDER
DEADLINE (FIFTH REQUEST)**

Pursuant to LR IA 6-1, the parties, by and through their respective counsel of record, hereby stipulate and request that this Court extend the Joint Pretrial Order deadline in the above-captioned matter. Good cause exists to extend the remaining deadline for the reasons outlined herein.

A. Reason For the Requested Extension

On December 6, 2024, this Court entered an Order Granting in Part Defendant's Motion for Summary Judgment and Denying Plaintiff's Motion for Summary Judgment. Accordingly, the stay on deadline to file the Joint Pretrial Order was lifted and, pursuant to LR 26-1 (b)(5), the deadline for filing said Order became January 6, 2024. The parties filed a Stipulation to Extend Joint Pretrial Order Deadline (First Request) on December 16, 2024 (ECF 62). On the same day, the Stipulation to Extend was granted (ECF 63). On January 14, 2025, Defendant filed a Stipulation and Order for the Substitution of Counsel (ECF 64). On January 15, 2025,

1 Defendant's Stipulation and Order for the Substitution of Counsel was granted (ECF 65). On
2 January 31, 2025, the parties filed a Stipulation to Extend Joint Pretrial Order Deadline (Second
3 Request). On March 6, 2025, the parties filed a Stipulation to Extend Joint Pretrial Order
4 Deadline (Third Request). On April 3, 2025, the parties filed a Stipulation to Extend Joint
5 Pretrial Order Deadline (Fourth Request).

6 Since the granting of the last extension to extend the Joint Pretrial Order deadline, the
7 parties scheduled a second mediation for May 9, 2025. Unfortunately, due to scheduling
8 conflicts, the parties had to move mediation to June 10, 2025. The parties attended a meet and
9 confer pursuant to LR 16-3 on May 21, 2025. Since the meet and confer counsel for Defendant
10 has had to attend two trials on May 29, 2025 and June 4, 2025 along with an unusually busy
11 hearing calendar. As such, the parties have not had sufficient time to properly review and revise
12 the Joint Pre-Trial Order following the meet and confer pursuant to LR 16-3 although substantial
13 progress has been made.

14 **B. Proposed Revised Pretrial Order Schedule**

15 The Joint Pretrial Order is due on June 5, 2025 and the parties are requesting a fourteen
16 (14) day extension moving the deadline to June 19, 2025. This request for an extension of time is
17 not sought for any improper purpose or other purpose of delay. Rather, it is sought by the
18 parties solely for the purpose of allowing sufficient time to conduct mediation and submit a
19 proper and complete document to the court. The parties respectfully submit that the reasons set
20 forth above constitute compelling reasons and good cause for the extension.

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WHEREFORE, the parties respectfully request that this Court extend the deadline for submitting their Joint Pretrial Order from the current deadline as outlined above.

DATED this 5th day of June, 2025.

DATED this 5th day of June, 2025.

BLACKBURN WIRTH, LLP

BURGER, MEYER & D'ANGELO, LLP

/s/ Tyler A. Bixby

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Attorneys for Defendant

IT IS SO ORDERED.


U.S. MAGISTRATE JUDGE

Date: June 6, 2025

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